

Scanner



APPLICATION FOR APPEAL

RECEIVED
OCT 05 2011
CITY CLERK

Saint Paul City Clerk
310 City Hall, 15 W. Kellogg Blvd.
Saint Paul, Minnesota 55102
Telephone: (651) 266-8560

The City Clerk needs the following to process your appeal:

- \$25 filing fee payable to the City of Saint Paul (if cash: receipt number _____)
- Copy of the City-issued orders or letter which are being appealed
- Attachments you may wish to include
- This appeal form completed
- Walk-In OR Mail-In

YOUR HEARING Date and Time:	
Tuesday,	<u>10-25-11</u>
Time	<u>1:30</u>
Location of Hearing:	
<u>Room 330 City Hall/Courthouse</u>	

mailed 10-5-11

Address Being Appealed:

Number & Street: 699 Lincoln Ave City: St. Paul State: MN Zip: 55105

Appellant/Applicant: GARY J. SPEIER Email: gspeier@slwip.com

Phone Numbers: Business 612 359 3261 Residence 952 217 5947 Cell 651 592 8488

Signature: *Gary J. Speier* Date: October 1, 2011

Name of Owner (if other than Appellant): _____

Address (if not Appellant's): _____

Phone Numbers: Business _____ Residence _____ Cell _____

What Is Being Appealed and Why? *Attachments Are Acceptable*

- Vacate Order/Condemnation/Revocation of Fire C of O
- Summary/Vehicle Abatement
- Fire C of O Deficiency List
- Fire C of O: Only Egress Windows
- Code Enforcement Correction Notice
- Vacant Building Registration
- Other

Please

see

attached

GARY J. SPEIER, JR.
10437 PURDEY ROAD
EDEN PRAIRIE, MN 55347
(952) 217-5947
GSPEIER@SLWIP.COM

October 02, 20011

Re: 699 Lincoln Ave
Residential Class: C

Dear Legislative Hearing Officer,

Regarding the items specified in the Fire Inspection Correction Notice (dated September 19, 2011), I will to appeal the following for the reasons provided:

Exterior (item 2). The walls were recently painted but continue to chip and blister due to the extremes in weather and direct sunlight. Owner agrees to remove loose paint but will repaint the surfaces at a later date.

Front porch (Item 3). No guardrail is needed. I assume the report intended second floor, as the first floor porch floor surface is so closely situated to the ground, that no guardrail is needed. For the second floor, homeowner wishes instead to limit or prevent occupant's access to the outside porch, thereby obviating any need to revise the guardrails (as suggested by the Inspector).

Front steps and back steps (item 4). Given that there are so few stairs, no handrails are needed. In fact, the current tenant removed the previously existing handrails, citing that they were a nuisance to him and his family.

Second floor bedroom (item 7). The window was installed within the past few years and was inspected. It would be unfair, inequitable and financially unduly burdensome for Owner to replace a relatively new and inspected window. Currently, a small child occupies the room. The child would be unable to exit a window of any height. If the City of St. Paul insists on any modifications to this room, Owner will agree to not renew the lease of the existing tenant and will preclude future Occupants from sleeping in the room in the future (use it as an office or flower room).

Very truly yours,

Gary J. Speier, Jr.



CITY OF SAINT PAUL
Christopher B. Coleman, Mayor

375 Jackson Street, Suite 220
Saint Paul, Minnesota 55101-1806

Telephone: 651-266-8989
Facsimile: 651-266-8951
Web: www.stpaul.gov/dsi

September 19, 2011

GARY J SPEIER JR
10437 PURDEY RD
EDEN PRAIRIE MN 55347

FIRE INSPECTION CORRECTION NOTICE

RE: 699 LINCOLN AVE
Residential Class: C

Dear Property Representative:

Your building was inspected on September 16, 2011 for the renewal of your Fire Certificate of Occupancy. Approval for occupancy will be granted upon compliance with the following deficiency list. The items on the list must be corrected prior to the re-inspection date.

A re-inspection will be made on October 19, 2011 at 10:00 AM.

Failure to comply may result in a criminal citation or the revocation of the Fire Certificate of Occupancy. The Saint Paul Legislative Code requires that no building shall be occupied without a Fire Certificate of Occupancy. The code also provides for the assessment of additional re-inspection fees.

YOU WILL BE RESPONSIBLE FOR NOTIFYING TENANTS IF ANY OF THE FOLLOWING LIST OF DEFICIENCIES ARE THEIR RESPONSIBILITY.

DEFICIENCY LIST

1. Back porch - SPLC 34.09 (2) 34.32 (2) - Provide an approved guardrail with intermediate balustrade or rails 4 inches or less apart. This work may require a permit(s). Call DSI at (651) 266-9090.-Repair and secure guardrail and balustrade.
2. Exterior - SPLC 34.09 (1) b,c, 34.32 (1) b,c - Provide and maintain all exterior walls free from holes and deterioration. All wood exterior unprotected surfaces must be painted or protected from the elements and maintained in a professional manner free from chipped or peeling paint.

3. Front porch - SPLC 34.09 (2) 34.32 (2) - Provide an approved guardrail with intermediate balustrade or rails 4 inches or less apart. This work may require a permit(s). Call DSI at (651) 266-9090.
4. Front step and back steps - SPLC 34.09 (2) 34.32 (2) - Provide an approved handrail. The top of the handrail must be between 34 and 38 inches above the treads and run the entire length of the stair.
5. North porch – Second floor - SPLC 34.09 (2), 34.32(2) - Repair or replace the unsafe stairways, porch, decks or railings in an approved manner. This work may require a permit(s). Call DSI at (651) 266-9090.
6. Second floor bedroom - MSFC 1011.2 - Remove the materials that cause an exit obstruction. Maintain a clear and unobstructed exitway.-Immediately remove window air conditioner unit blocking the egress window.
7. Second floor bedroom - MSFC1026.1 - Provide and maintain an approved escape window from each sleeping room. The minimum size must be 5 square feet of glazed area with a minimum of 24 inches of openable height and 20 inches of openable width. With a finished sill height not more than 48 inches. This work may require permit(s). Call DSI at (651)- 266-9090. Refer to the Escape Windows for Residential Occupancies handout for more information.-Inspector unable to measure window due to air conditioner blocking the window.
8. Third floor - Bedroom - MSFC 1011.2 - Remove the materials that cause an exit obstruction. Maintain a clear and unobstructed exitway.-Move table in front of door. Maintain area free of storage.
9. SPLC 34.11 (6), 34.34 (3) - Provide service of heating facility by a licensed contractor which must include a carbon monoxide test. Submit a completed copy of the Saint Paul Fire Marshal's Existing Fuel Burning Equipment Safety Test Report to this office.
10. SPLC 39.02(c) - Complete and sign the provided smoke detector affidavit and return it to this office.

Saint Paul Legislative Code authorizes this inspection and collection of inspection fees. For forms, fee schedule, inspection handouts, or information on some of the violations contained in this report, please visit our web page at: <http://www.stpaul.gov/cofo>

You have the right to appeal these orders to the Legislative Hearing Officer. Applications for appeals may be obtained at the Office of the City Clerk, 310 City Hall, City/County Courthouse, 15 W Kellogg Blvd, Saint Paul MN 55102 Phone: (651-266-8688) and must be filed within 10 days of the date of this order.

If you have any questions, email me at: rick.gavin@ci.stpaul.mn.us or call me at 651-266-8994 between 7:30 a.m. - 9:00 a.m. Please help to make Saint Paul a safer place in which to live and work.

Sincerely,

Rick Gavin
Fire Inspector



The City of Saint Paul
Minnesota's Capital City



[Info](#) [Main](#) [City Contact](#)

699 LINCOLN AVE -- Property Information --

PIN	Zoning/Use	HPC District
022823410185	R4 / R-Duplex Legal Non-Conforming	

Information disclaimer...

Data Disclaimer:-

The City of Saint Paul and its officials, officers, employees or agents does not warrant the accuracy, reliability or timeliness of any information published by this system, and shall not be held liable for any losses caused by reliance on the accuracy, reliability or timeliness of such information. Portions of such information may be incorrect or not current. Any person or entity that relies on any information obtained from this system does so at his or her own risk.

List of Activity...

Number	Address	Description	Details	Status
08 107851 EXP 00 B	699 LINCOLN AVE	07/03/2009: Automatically closed by system due to no activity in one year.	Building Permit Type: Single Family Dwelling Express Repair Issued Date: 07/03/2008 Final Date: 03/25/2010 Contractor: Lampert Exteriors State Valuation: \$2,000.00 Activity (most recent first): Building Permit Inspection: Final Inspection - Appd03/12/2010: Inspection Done General Inspection - NoAct Final Inspection - Appd General Inspection - NoEnt PW Right of Way Permit Type: Obstruction Work Type: Storage Entered on: 06/24/2008 Closed on: 07/07/2008	Finalied
08 099303 OBS 00 RW	699 LINCOLN AVE		Electrical Permit Type: Service & Circuits Residential Repair/Alter Issued Date: 06/12/2008 Final Date: 06/16/2008 Contractor: Crocus Hill Electric Co. Estimated Value: \$3,900.00 Activity (most recent first): MAIN-Electrical Inspection: 06/09/2008: No Action 06/09/2008: Final	Finalied
08 092578 S&C 00 E	699 LINCOLN AVE		Certificate of Occupancy Type: Residential 2 Units Occupancy Type: Dwelling Units Residential Units: 2 Class: C Renewal Due Date: Mar 5, 2007 Paid In Full = No 09/19/2011: Correction Orders	Finalied
07 037455 000 00 CO	699 LINCOLN AVE			In Process

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